Patent 271/231

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Gene Samson, et al.

Serial No.: (not yet assigned)

Filed: February 22, 2002

For: MECHANICAL CLOT TREATMENT

DEVICE WITH DISTAL FILTER

Group Art Unit: (not yet assigned)

Examiner: (not yet assigned)

ssigned)

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents Washington, D.C. 20231

Sir

In accordance with 37 CFR §§ 1.97 and 1.98, the items identified in this Information Disclosure Statement ("IDS") are brought to the attention of the Office. The items are listed on the attached form PTO/SB/08A (08-00) and copies are enclosed in the parent application serial No. 09/452,528 filed on December 1, 1999, for the convenience of the Examiner.

The items identified in this IDS may or may not be "material" pursuant to 37 CFR § 1.56. The submission thereof by Applicant is not to be construed as an admission that any such patent, publication or other information referred to therein is material or considered to be material (37 CFR § 1.97(h)), or even qualifies as "prior art" under 35 USC § 102 with respect to this invention unless specifically designated by Applicant as such.

INFORMATION DISCLOSURE STATEMENT FILING PROVISION:

This IDS is believed to be timely in that it is being submitted under 37 CFR § 1.97(b), that is (1) within three months of the filing date of the application, which is not a continued prosecution application filed under § 1.53(d) or (2) within three months of entry of the national stage as set forth in 37 CFR § 1.491; or (3) before the mailing of a first Office action on the merits; or (4) before the mailing of a first Office action after filing a request for continued examination under § 1.114. Thus, no fee is required.

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		However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR \S 1.97(c), if applicable, and charge the fee due under 37 CFR \S 1.17(p) to the deposit account referenced below.						
		However, if the undersigned is in error in this regard, Applicant respectfully requests that the Office consider this IDS as filed under 37 CFR \S 1.97(c), if applicable, and a statement under 37 CFR \S 1.97(e) is included below, thus no fee is required.						
on the § 1.31	merits,	OS is being submitted under 37 CFR § 1.97(c), that is after mailing of a first Office action out before a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR						
3		The fee due under 37 CFR § 1.17(p) is submitted herewith.						
		A statement under 37 CFR \S 1.97(e) is included below, thus no fee is required. In the event that this IDS is not received before a Final Action or a Notice of Allowance, then Applicant respectfully requests that the Office consider the filing of these papers to be submitted under 37 CFR \S 1.97(d) and charge the fee due under 37 CFR \S 1.17(p) to the deposit account below.						
stateme	This IDS is being submitted under 37 CFR § 1.97(d), that is after a Final Action under 37 CFR § 1.113 or a Notice of Allowance under 37 CFR § 1.311, but before payment of the issue fee. A statement under 37 CFR § 1.97(e) is included below. The fee due under 37 CFR § 1.17(p) is submitted herewith.							
		STATEMENT UNDER 37 CFR § 1.97(e):						
	Each it	em contained in this IDS was first cited in any communication from a foreign patent office						
in a co	unterpar	t foreign application not more than three months prior to the filing of this IDS.						
	No iten	n contained in this IDS was cited in a communication from a foreign patent office in a						
counter	rpart for	eign application, and, to the knowledge of the person signing this statement after making						
		iry, no item of information contained in this IDS was known to any individual designated						
	in 37 CFR & 1.56(c) more than three months prior to the filing of this IDS							

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PAYMENT AND/OR AUTHORIZATION TO CHARGE FEES: mount of is enclosed for the above fee(s).

□ F	Please charge to Deposit Accor	unt No. 12-2475 for the above fee(s).
The Con	nmissioner is authorized to charge an	y fees required by the filing of these papers, and to credi
any over	rpayment to Lyon & Lyon's Deposit	Account No. 12-2475.
		Respectfully submitted,
		LYON & LYON LLP
Dated:	2-19-02	Bur DT Bure-

David T. Burse Reg. No. 37,104

22249

LYON & LYON LLP 633 W. Fifth Street, Suite 4700 Los Angeles, CA 90071 Receipt date: 02/22/2002
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			U.S. PATENT DOCUM	MENTS	
Examiner Initials *	Cite No.	Number Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	1	5.855.565	Bar-Cohen, et al.	01-1999	
	2	5,972,019	Engelson, et al.	10-26-1999	
	3	5,133,733	Rasmussen, et al.	07-1992	
	4	3,174,851	Buehler, at al.	03-23-1965	
	5	3,351,463	Rozner, et al.	11-07-1967	
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	Initials*	No.1	Office ³	Number ⁴	Kind Code ⁵ (if known)	or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	Те	
	Α	GB	2 020 557			11-21-1979				
	В	EP	0 117 940			09-12-1998				
	С	CA	2,000,621			04-19-1990				
	D	EP	0 418 677			03-27-1991				
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	21	4,890,611	Monfort, et al.	01-02-1990	
	22	4,904,431	O'Maleki	02-27-1990	
	23	4,921,484	Hillstead	05-01-1990	
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	F	EP	0 472 368			02-26-1992		
	G	EP	0 531 822			03-17-1993		
	H	EP	0 533 511	A1		03-24-1993		
		WO	94/24946			11-10-1994		
	J	WO	95/35066			12-28-1995		

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Examiner Initials*	Cite No.1	Office ³	eign Patent Document Number ⁴ Kind Code ³ (if known)		Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Та
	К	wo	96/01591		01-25-1996		_
	L	EP	0 737 450		10-16-1996		_
	М	wo	97/42878		11-20-1997		
	N	Wo	98/02084	T	01-22-1998		_
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					Group Art Unit	(not yet assigned)		
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		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
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	63	Castaneda-Zuniga, W.R. e.d. (1997) <u>Interventional Radiolony</u> . Volume 1, Thrid Edition, Williams & Wilkins: New York, pp. 912-921	

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